

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 28th DAY OF JUNE 2004 AT 7:15 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	James D. Politis	-Chair
	Mary W. Biggs	-Supervisors
	Gary D. Creed	
	Doug Marrs	
	John A. Muffo	
	Steve L. Spradlin	
	B. Clayton Goodman, III	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	T.C. Powers	-Planning Director
	Robert C. Parker	-Public Information Officer
	Vickie L. Swinney	-Secretary
ABSENT:	Annette S. Perkins	-Vice Chair

### **CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

The Chair called the June 28, 2004 meeting to order and the Pledge of Allegiance was recited.

### **PUBLIC HEARINGS**

Amend the Comprehensive Plan and Rezoning Request - Montgomery County School Board - Bethel Elementary School Site

**Montgomery County School Board ( Agent: Montgomery County IDA) requests to amend the Comprehensive Plan designation of approximately 10 acre tract** identified as Tax Parcel No. 104-A-10 (Acct ID # 070697) from Urban Expansion/Public Semi-Public area to Urban Expansion/ Community Business-General Business area.

**Montgomery County School Board (Agent: Montgomery County IDA) requests to rezone approximately 10 acres from Agriculture (A-1) to General Business (G-B), with possible proffered conditions, to allow business and/or commercial uses.** The property is located at 2306 Tyler Road (Bethel School Site) and is identified as Tax Parcel No. 104-A-10 (Acct ID # 070697) in the Riner Magisterial District. The property currently lies in the Route 177 Corridor Overlay District and is designated as an Urban Expansion/Public-Semi Public area in the Comprehensive Plan.

The Planning Director provided a brief overview of the request. The Montgomery County School Board, with the Montgomery County Industrial Development Authority (IDA) acting as agent, has requested the Bethel School property to be rezoned from A-1 to GB. Rezoning this property is consistent with the Comprehensive Plan and with the Rt. 177 Corridor study. The rezoning of this property to general business is compatible with the adjoining and surrounding properties. The proposed rezoning will benefit Montgomery County by making this a taxable property and generate real estate taxes.

At their June 9, 2004 meeting, the Planning Commission recommended approval of this request to the Board of Supervisors.

The Associate Economic Development Director, provided an overview of the request from an economic development standpoint. Mr. Hamilton stated the Montgomery County School Board requested the IDA's help in selling the former Bethel Elementary School. The IDA reviewed the property and determined that in order to sell the property, it would have to be rezoned general business to be more compatible with the surrounding area. Also, the sale of a public school to a private investor for commercial use requires a change in land use to Urban Expansion/Community Business-General Business. The site is surrounded by business use and the proposed rezoning would be compatible with this area.

There being no speakers, the public hearing was closed.

#### Special Use Permit

**Robert A. and Judith C. Sale request a Special Use Permit on a 6.06-acre tract in General Business (G-B), with possible conditions, to allow truck, trailer, heavy equipment service and repair.** The property is located at 3980 Mud Pike and is identified as Tax Parcel No. 104-A-37C (Acct ID # 023922) in the Riner Magisterial District. The property currently lies in the Route 177 Corridor Overlay District and is designated as an Urban Expansion/Community Business-General Business area in the Comprehensive Plan

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The Planning Director provided a brief overview of the request. Robert and Judith Sale have requested a special use permit in order to expand their existing business to allow truck, trailer, heavy farm machinery equipment service and repair. They are proposing to construct a new steel building to accommodate this proposed use. At their June 9, 2004 meeting, the Planning Commission recommended approval to the Board of Supervisors.

Judith Sale, applicant, addressed the Board on behalf of her request. Ms. Sale indicated that they are both agreeable to the conditions outlined by the Planning Commission and want to be in compliance with the County Code.

There being no further speakers, the public hearing was closed.

Proposed Ordinance - Amending Chapter 10, Section 10-52 and Section 10-54 of the Code of the County of Montgomery, Entitled Zoning

**Montgomery County Planning Commission requests an ordinance amending Chapter 10, Section 10-52 of the Code of the County of Montgomery, Virginia, entitled Zoning**, requiring additional written notice to be mailed when a planning and zoning matter has been tabled or deferred by the Board of Supervisors for more than ninety (90) days after the Board's public hearing.

**Montgomery County Planning Commission requests an ordinance amending Chapter 10, Section 10-54 of the Code of the County of Montgomery, Virginia entitled, Zoning**, special development approvals by changing when a zoning amendment application may be withdrawn, when the Planning Commission shall hold a public hearing for a requested zoning change and period of time the Board of Supervisors and the Board of Zoning Appeals have to approve the special use permit requests.

The Planning Director provided a brief overview on the proposed changes to the Zoning Ordinance. At their March 22, 2004 meeting, the Board of Supervisors requested the Planning Commission to review and provide recommendations on additional notification to adjoining landowners when a planning or zoning matter has been tabled or deferred by the Board of Supervisors for more than ninety days. At their June 9, 2004 meeting, the Planning Commission recommended approval of requiring additional notification if a planning or zoning matter is tabled or deferred for more than ninety days. This amendment notifies adjoining property owners with any additional information received or requested by the Board relating to the planning or zoning matters.

The Planning Commission also recommended approval of amending the Zoning Ordinance by changing when a zoning amendment application may be withdrawn, when the Planning Commission shall hold a public

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hearing for a requested zoning change and the time period the Board of Supervisors and the Board of Zoning Appeals have to approve special use permit requests.

There being no speakers, the public hearing was closed.

#### Merchant=s Capital Tax

**An Ordinance amending the Merchant=s Capital Tax** by eliminating the second assessment date of August 1, effective immediately; and by reducing the Merchant=s Capital Tax rate from \$4.50 to \$3.05 per \$100 of assessed value with the rate change effective January 1, 2005.

The County Administrator provided a brief overview on the proposed changes to the Merchants Capital Tax. He stated that there are two issues to be considered, one being the elimination of the August 1 assessment and the second is to consider reducing the Merchants Capital Tax rate from \$4.50 to \$3.05 per \$100 of assessed value. The County Administrator explained that the August 1, 2004 assessment date is averaged with the January 1, 2005 assessment date. This means that any potential revenue increase derived from the two assessment dates would not be realized until December 2005. If the rate is reduced to \$3.05 and effective this fiscal year, there is an estimated \$300,000 reduction in the FY 04-05 budget due to the movement of inventory on January 1, 2004. It is recommended that the reduction in the tax rate not be effective until January 1, 2005 as this will affect the FY 05-06 budget.

Stan Davis, a small business owner in Montgomery County, addressed the Board with his concerns relating to the August 1 assessment date. He stated that requiring businesses to do a second inventory for assessment purposes is a burden to them. He stated he would have to close his business down for half a day and pay 10-12 employees for doing the inventory at a cost of \$1,200. In the end, he will pay out more for the year for inventory than he would pay the County for the Merchants Capital Tax. He urged the Board to consider eliminating the August 1 assessment date.

There being no further speakers, the public hearing was closed.

#### **PUBLIC ADDRESS SESSION**

W.P. Turpin addressed the Board about the ongoing problem of a high pitch noise coming from the Corning Plant. Since the last meeting of the Board of Supervisors, he still has not received any communication from the Corning Plant or from the Town of Christiansburg. He believes that Corning and the Town of Christiansburg should be more conscientious towards the residents of the County. Mr. Turpin distributed copies of a letter from the Town of Christiansburg dated January 29, 2002, regarding this issue. He noted that this problem has been on-going for four years and urged the Board to find a solution to this problem.

The Board of Supervisors had a lengthy discussion on the issue. Supervisor Spradlin commented that the Town of Christiansburg and Corning should communicate with Mr. Turpin. He personally went to Mr. Turpin's place of residence and heard a high pitched whining sound coming from Corning. It is especially noticeable at night. The County Administrator was instructed to contact the Town of Christiansburg and Corning to discuss the issue. Also, the County Administrator was instructed to research to see if there is some type of tool to monitor high pitch sounds and report his findings at the next Board meeting.

## **DELEGATION**

### **Request To Amend The Zoning Ordinance**

Mr. Stephen Rice addressed the Board requesting a change in the zoning ordinance to allow him to convert existing buildings into townhome apartments and general use rental apartments on property that is located in the 100-year floodplain. Mr. Rice has an option to purchase a parcel of land which was formerly a portion of the Meadowbrook Retirement Community. The property is currently zoned Residential Multi-family and has been used for that purpose with a special use permit for approximately 30 years, with the exception of the past two years since the closure of the Brooke Meade facility. Under the existing Zoning Ordinance the property cannot be used for this purpose due to the land being in the 100 year floodplain. He noted that this area has not experienced flooding since 1950, and in his opinion, the County's current floodplain map is outdated. Mr. Rice asked the Board to amend the zoning ordinance to allow the use of these buildings for apartments.

Supervisor Creed commented that the Shawsville/Elliston area is in need of housing. Mr. Rice's plans will give the community affordable housing. Supervisor Creed stated that this area has not flooded and believes it is due to the Virginia Department of Transportation upgrading US 460 with a series of culverts and detention areas for the stream, which has improved the flood area. Supervisor Creed suggested the Board move forward with Mr. Rice's request.

The County Administrator recommended that Mr. Rice's request be referred to Planning in order to review the request and make recommendations. The flood plain maps are old and an evaluation of this area is needed to determine what changes have taken place.

### **Refer to Planning Commission – Amendment to Zoning Ordinance**

On a motion by Gary D. Creed, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board hereby refers to the Planning Commission for their review and recommendation Stephen Rice's request to amend the Zoning Ordinance to allow certain development in the 100 year floodplain.

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The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Annette S. Perkins
Steve L. Spradlin		
Doug Marrs		
Mary W. Biggs		
Gary D. Creed		
James D. Politis		

### **CONSENT AGENDA**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously, the Consent Agenda dated June 28, 2004 was approved.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Doug Marrs		
Steve L. Spradlin		
Gary D. Creed		
John A. Muffo		
James D. Politis		

### **Assessing - Recovered Costs**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2004, for the function and in the amount as follows:

152	Assessing	\$2,500
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The sources of the funds for the foregoing appropriation is as follows:

Revenue Account

419108	Recovered Costs	\$ 2,500
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Said resolution appropriates funds received as recovered costs.

**Internal Services – Transfer**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation for the fiscal year ending June 30, 2005 is hereby authorized, as follows:

**FROM:**

400	General Services	(\$46,036)
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**TO:**

180	Internal Services	\$46,036
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Said resolution transfers appropriated funds from General Services to Internal Services to correct the FY 2005 appropriation resolution adopted by the Board of Supervisors on June 14, 2004.

**Internal Services - Recovered Costs**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2004, for the function and in the amount as follows:

180	Internal Services	\$18,296
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

419108	Recovered Costs	\$ 18,296
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Said resolution appropriates funds received as recovered costs.

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### **Sheriff - Recovered Costs**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2004, for the function and in the amount as follows:

310	Sheriff B Comp Board	\$2,991	
320	Sheriff B County		2,098
321	Sheriff B Grants		<u>235</u>
	Total	\$5,324	

The sources of the funds for the foregoing appropriation are as follows:

#### **Revenue Account**

419108	Recovered Costs	\$ 5,089
424401	Project Lifesaver	<u>235</u>
		\$5,324

Said resolution appropriates funds received as recovered costs.

### **Fire And Rescue - Recovered Costs**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2004, for the function and in the amount as follows:

330	Fire and Rescue	\$3,500
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The source of the funds for the foregoing appropriation is as follows:

#### **Revenue Account**

441101	Insurance Recoveries	\$3,500
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Said resolution appropriates funds received as recovered costs.



### **Library Appropriation Adjustment**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund appropriation was adjusted for the fiscal year ending June 30, 2004, for the function and in the amount as follows:

710	Montgomery Library	\$21,598
720	Floyd Library	<u>\$ 4,814</u>
	Total	\$26,412

The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>	
02710-416158 Donations	\$12,318
02710-419108 Recovered Costs	\$ 9,280
02720-416158 Donations	\$ 4,745
02720-419108 Recovered Costs	<u>\$ 69</u>
Total	\$26,412

Said resolution adjusts the appropriation for use by the Library.

### **Speed Study Request - Cedar Orchard Drive West (SR 1238)**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

WHEREAS, The County Administrator has received a petition from concerned citizens requesting the Virginia Department of Transportation to conduct a speed study on Cedar Orchard Drive West from the entrance of Cedar Orchard Drive West to Eheart Street to consider reducing the speed limit to 25 m.p.h and installing speed limit signs in order to improve the safety in this area; and

WHEREAS, Pursuant to the Board's policy adopted November 13, 1996, this petition contains the signatures of a least 50% of the property owners along the specified road.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby respectfully requests the Virginia Department of Transportation to conduct a speed study on

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said road to determine the feasibility of reducing the speed limit and installing speed limit signs to improve the safety of this area.

### **Speed Study Request - Sterling Drive (SR 786)**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

WHEREAS, The County Administrator has received a petition from concerned citizens requesting the Virginia Department of Transportation to conduct a speed study on Sterling Drive (SR 786) from Sterling Drive to Cul-de-Sac to improve the safety in this area; and

WHEREAS, Pursuant to the Board's policy adopted November 13, 1996, this petition contains the signatures of a least 50% of the property owners along the specified road.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby respectfully requests the Virginia Department of Transportation to conduct a speed study on said road to determine the feasibility of reducing the speed limit to improve the safety of this area.

### **Appointment - Community Criminal Justice Board**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby **reappoints Stephanie Munson** to the Community Criminal Justice Board effective July 1, 2004 and expiring June 30, 2006.

BE IT FURTHER RESOLVED, That employees appointed to boards/commissions/ authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

### **OLD BUSINESS**

### **Special Use Permit Request - Robert A. And Judith C. Sale**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

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BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Robert A. and Judith C. Sale request for a Special Use Permit on a 6.06 acre tract in General Business (G-B) to allow truck, trailer, heavy farm machinery equipment service, and repair is hereby approved subject to the following conditions:

1. Proposed structure shall not exceed 4800 total square feet.
2. Expansion of existing business shall be in substantial conformance with plan dated April 27, 2004.
3. A detailed site plan meeting all zoning ordinance requirements shall be approved by zoning administrator prior to issuance of building permit for expansion.
4. Lighting shall be recessed to prevent glare onto adjoining properties and roadways.
5. The entrance shall be upgraded to meet current VDOT standards. A commercial entrance permit shall be required prior to issuance of a building permit.
6. The outside equipment/vehicle storage area shall contain no more than ten (10) pieces of farm machinery and/or heavy equipment at any time. Inoperable equipment shall be on the site for no more than 60 days.
7. Disposal and/or storage of fuel and hazardous materials shall be in accordance with all applicable federal, state, and local regulations.
8. A Type "3" landscape bufferyard will be required for the front of the site between the existing buildings and Mud Pike. Understory trees may be substituted for canopy trees in the front bufferyard.

The property is located at 3980 Mud Pike and is identified as Tax Parcel No. 104-A-37C (Acct ID # 023922) in the Riner Magisterial District. The property currently lies in the Route 177 Corridor Overlay District and is designated as an Urban Expansion/Community Business-General Business area in the Comprehensive Plan.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	Annette S. Perkins

Steve L. Spradlin  
Gary D. Creed  
John A. Muffo  
Mary W. Biggs  
James D. Politis

## NEW BUSINESS

### **Fairview District Home - Transfer From General Contingencies**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation is hereby authorized, as follows:

**FROM:**

950	General Contingencies	(\$12,878)
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**TO:**

910	Other Agencies - Fairview District Home	\$12,878
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Said resolution transfers funds from General Contingencies to the Fairview District Home.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Steve L. Spradlin	None	Annette S. Perkins
Gary D. Creed		
John A. Muffo		
Mary W. Biggs		
Doug Marrs		
James D. Politis		

### **Revenue Refunds: Transfer From General Contingencies**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation is hereby authorized, as follows:

**FROM:**

950    General Contingencies                    (\$7,000)

**TO**

900    Revenue Refunds                                \$7,000

Said resolution transfers appropriated funds from General Contingencies to Revenue Refunds to cover revenue refunds for tax overpayments.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	Annette S. Perkins
John A. Muffo		
Mary W. Biggs		
Doug Marrs		
Steve L. Spradlin		
James D. Politis		

**Magistrate: Transfer From General Contingencies**

On a motion by Steve L. Spradlin, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation is hereby authorized, as follows:

**FROM:**

950    General Contingencies                    (\$300)

**TO:**

240    Magistrate                                        \$300

Said resolution transfers appropriated funds from General Contingencies to the Magistrate to cover expenditures for the fiscal year.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Annette S. Perkins
Mary W. Biggs		
Doug Marrs		
Steve L. Spradlin		
Gary D. Creed		
James D. Politis		

#### **Sheriff's Department - Supplemental Appropriation And Transfer From General Contingencies**

On a motion by Doug Marrs, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriations for the fiscal year ending June 30, 2004, for the function and in the amount as follows:

310	Sheriff	\$ 24,600
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The sources of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
423100	Shared Expense
	\$24,600

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation is hereby authorized, as follows:

**FROM:**

950	General Contingencies	(\$10,400)
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**TO:**

310 Sheriff B Comp Board \$10,400

Said resolution adjusts the Sheriff's State budget to provide sufficient funds to cover expenditures through June 30, 2004.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Doug Marrs		
Steve L. Spradlin		
Gary D. Creed		
John A. Muffo		
James D. Politis		

#### **Social Services - Reconciliation of State Budget**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2005, for the function and in the amount as follows:

540 Social Services \$25,988

The source of the funds for the foregoing appropriation is as follows:

#### **Revenue Account**

424102	Public Assistance	(\$59,612)
424401	Social Services Grant	\$85,600

FURTHER BE IT RESOLVED, That a transfer of appropriation is hereby authorized, as follows:

#### **FROM:**

960	Special Contingencies	(\$26,703)
	Public Assistance	

TO:

540 Social Services

\$26,703

Said resolution adjusts the FY 05 appropriation to reconcile with the State approved budget for the Department of Social Services and transfers from Special Contingencies to Social Services to cover the projected FY05 costs, and includes federal/state 50% matching funds.

The vote on the foregoing resolution was as follows:

AYE

Doug Marrs

Steve L. Spradlin

Gary D. Creed

John A. Muffo

Mary W. Biggs

James D. Politis

NAY

None

ABSENT

Annette S. Perkins

**Social Services - 3% Salary Increase Appropriation**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2005, for the function and in the amount as follows:

540 Social Services

\$25,000

The source of the funds for the foregoing appropriation is as follows:

Revenue Account

02-451203 Undesignated Fund Balance \$16,500

424102 Public Assistance \$ 8,500

Said resolution appropriates County monies remaining from FY 04 and matching State/Federal funds to cover the cost of a 3% salary increase from July 1, 2004 through November 30, 2004.

The vote on the foregoing resolution was as follows:

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<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Steve L. Spradlin	None	Annette S. Perkins
Gary D. Creed		
John A. Muffo		
Mary W. Biggs		
Doug Marrs		
James D. Politis		

**Social Services - Funding For An Eligibility Worker - Appropriation And Transfer From General Contingencies**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2005, for the function and in the amount as follows:

540	Social Services	\$18,322
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

424102	Public Assistance	\$18,322
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FURTHER BE IT RESOLVED, That a transfer of appropriation is hereby authorized, as follows:

FROM:

950	General Contingencies	(\$18,322)
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TO:

540	Social Services	\$18,322
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Said resolution provides local funding to be matched with a like amount of federal funding to support a full-time Eligibility Intake Worker position for 12 months.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
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Gary D. Creed                      None                      Annette S. Perkins  
John A. Muffo  
Mary W. Biggs  
Doug Marrs  
Steve L. Spradlin  
James D. Politis

**Capital Improvements Program-County Capital Projects Fund**

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund is granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2005, for the function and in the amount as follows:

940	Transfer to County Capital Projects Fund	\$518,629
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The source of funds for the foregoing appropriation is as follows:

451203	Undesignated Fund Balance	\$518,629
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BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the County Capital Projects Fund is granted an appropriation for the fiscal year ending June 30, 2005, for the function and in the amount as follows:

12	County Capital Projects	
170	Voting Machines	\$416,740
710	Meadowbrook Library	417,594
330	Blacksburg Fire Station #3	35,000
	Christiansburg Rescue Squad - Ambulance	110,000
	Riner Fire Department-Equipment	50,000
	Shawsville Rescue Squad B Ambulance	120,000
	Christiansburg Fire Department-Brush Truck	140,000
	Long Shop/McCoy Fire Department-Crash Truck	<u>175,000</u>
	<b>Total</b>	<b>\$1,464,334</b>

The source of funds for the foregoing appropriation is as follows:

**Revenue Accounts:**

451205	Undesignated Fund Balance	\$ 518,629
12-415102	Interest	533,705
12-424401	Grants	<u>412,000</u>
		\$1,464,334

Said resolution appropriates new CIP projects and related funding sources for FY 2005.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Annette S. Perkins
Mary W. Biggs		
Doug Marrs		
Steve L. Spradlin		
Gary D. Creed		
James D. Politis		

#### **Resolution Of Appreciation - Community College Board (New River Valley) - Wendell Hensley**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

***WHEREAS, Wendell Hensley*** has served as a member of the New River Valley Community College Board since July 1, 1996; and

***WHEREAS,*** The County recognizes the excellent and dedicated service that ***Wendell Hensley*** has rendered the citizens of Montgomery County.

***NOW, THEREFORE, BE IT RESOLVED,*** The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to ***Wendell Hensley.***

***BE IT FURTHER RESOLVED,*** That the original of this resolution be presented to ***Wendell Hensley*** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Doug Marrs		

Steve L. Spradlin  
Gary D. Creed  
John A. Muffo  
James D. Politis

**Resolution Of Appreciation - Community Services Board (New River Valley) - Sheila Roop**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

**WHEREAS, *Sheila Roop*** has served as a member of the New River Valley Community Services Board since August 1, 1998; and

**WHEREAS,** The County recognizes the excellent and dedicated service that ***Sheila Roop*** has rendered the citizens of Montgomery County.

**NOW, THEREFORE, BE IT RESOLVED,** The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to ***Sheila Roop***.

**BE IT FURTHER RESOLVED,** That the original of this resolution be presented to ***Sheila Roop*** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Doug Marrs		
Steve L. Spradlin		
Gary D. Creed		
John A. Muffo		
James D. Politis		

**Resolution Of Appreciation - Community Services Board - Maria Vass-Gal**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

**WHEREAS, *Maria Vass-Gal*** has served as a member of the New River Valley Community Services Board since August 1, 1998; and

**WHEREAS,** The County recognizes the excellent and dedicated service that ***Maria Vass-Gal*** has rendered the citizens of Montgomery County.

**NOW, THEREFORE, BE IT RESOLVED,** The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to ***Maria Vass-Gal***.

**BE IT FURTHER RESOLVED,** That the original of this resolution be presented to ***Maria Vass-Gal*** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Doug Marrs		
Steve L. Spradlin		
Gary D. Creed		
John A. Muffo		
James D. Politis		

**Resolution Of Appreciation - Montgomery-Floyd Regional Library Board - Susan M. Miller**

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

**WHEREAS, *Susan M. Miller*** has served as a member of the Montgomery-Floyd Regional Library Board since July 1, 1996; and

**WHEREAS,** The County recognizes the excellent and dedicated service that ***Susan M. Miller*** has rendered the citizens of Montgomery County.

**NOW, THEREFORE, BE IT RESOLVED,** The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude

to *Susan M. Miller*.

***BE IT FURTHER RESOLVED***, That the original of this resolution be presented to *Susan M. Miller* and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Doug Marrs		
Steve L. Spradlin		
Gary D. Creed		
John A. Muffo		
James D. Politis		

### **INTO WORK SESSION**

On a motion by Mary W. Biggs, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. 2005 Legislative Priorities.
2. Communications Recommendation from the Fire & Rescue Task Force Regarding the Sheriff's office.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Annette S. Perkins
Mary W. Biggs		
Doug Marrs		
Steve L. Spradlin		
Gary D. Creed		
James D. Politis		

## **Legislative Priorities 2005**

The Board discussed the legislative priorities for 2005 that will be sent to the Virginia Association of Counties (VACo). The following two items were recommended to be included in the list:

**1. Updating Existing Floodplain Mapping**

Montgomery County supports legislation that would enhance and/or increase the use of federal funding for updating existing floodplain mapping, particularly in Montgomery County. Montgomery County supports state funding of the Department of Conservation and Recreation efforts to assist communities in this flood map modernization effort.

**2. Screening of Automobile Graveyards and Junkyards.**

Montgomery supports legislation that amends Section 15.2-903 by Adding Montgomery County to the current list of counties that may adopt an ordinance requiring the screening of automobile graveyards and junkyards.

Following discussion of each issue, it was determined that more information is needed on the Screening of Automobile Graveyards and Junkyards before including this in the Legislative Priorities.

## **Sheriff's Office – Communication Equipment**

Sheriff Tommy Whitt made a presentation on Radio Communications System. Sheriff Whitt expressed concerns with the current system, Motorola "Centracom II" Dispatch Console. This system was purchased in 1988 and is extremely outdated. This radio console is no longer supported with parts or service by Motorola due to the age of the unit. This system is a low band broadcasting system and the frequency does not broadcast through walls. Therefore, the deputies cannot communicate with dispatch, creating a dangerous environment. There are areas in the County that the radio does not work at all, deputies have to rely on cell phones or telephones from residents.

Sheriff Whitt also reported that on May 25, 2004, the antenna for the radio communications system took a direct lightning strike, destroying the system. This caused 911 calls to shut down and had to be transferred to the Town of Christiansburg. The radio system was temporarily repaired by using parts provided to the Sheriff's Office by the Town of Blacksburg. Two Way Radio, Inc. provided the Sheriff's Office with equipment to test a 400 mhz radio system at no cost. This system has proven to improve the communications between the deputies and dispatch. The system can penetrate buildings and mobile home walls.

Sheriff Whitt requested the Board to consider supporting the purchase of a new radio communications system. The current system is old and no longer can be repaired. Another lightening strike or major parts failure will shut down the dispatch center. The Sheriff's office is in critical need of replacing this system. A new system is estimated to cost \$380,000 to \$400,000.

Following discussion by the Board it was agreed upon that the current system needed to be replaced. The County Administrator explained that replacing this system would upgrade the Sheriff's Office radio system only and it will not allow the deputies to communicate with other fire and rescue, and law enforcement agencies. It is estimated that it will cost \$8-\$10 million to have a central dispatch center for all law enforcement (County, Town of Christiansburg, and Town of Blacksburg) and with all the fire and rescue agencies.

### **OUT OF WORK SESSION**

On a motion by Mary W. Biggs, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Doug Marrs		
Steve L. Spradlin		
Gary D. Creed		
John A. Muffo		
James D. Politis		

### **Authorization to Proceed with Procurement of a Communications System for the Sheriff's Office**

On a motion by Gary D. Creed, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby authorizes the County Administrator to proceed with the procurement of a communications system for the Montgomery County Sheriff's Office.



The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Annette S. Perkins
Steve L. Spradlin		
Mary W. Biggs		
Gary D. Creed		
Doug Marrs		
James D. Politis		

### **BOARD MEMBERS' REPORTS**

Supervisor Marrs - Towing Advisory Board Supervisor Marrs reported he met with several of the local towing companies in Montgomery County to discuss the proposed establishment of a Towing Advisory Board. Their main concern is the process in selecting the committee. They expressed that the towing companies are not opposed to an Advisory Board, they just want fair representation on the board. They suggested that the Board of Supervisors add a member from the fire and rescue agencies.

Supervisor Spradlin reported that Kenneth Shrewsberry called to request the Sheriff's Office conduct more sobriety tests in the County. He also believes the current DUI fines should be higher.

Road Concerns – Supervisor Spradlin submitted a list of road concerns to the County Administrator and requested they be forwarded to VDOT.

Supervisor Muffo - Six Mile Loop Trail Supervisor Muffo reported that the planning stage will begin July 1, 2004. The Virginia Tech Community Design Center will be conducting a house to house survey to get citizens' input on the Loop Trail.

Fairview District Home Supervisor Muffo reported that the Community Services Board was asked by Pulaski County to review the Fairview District Home. The Community Services Board stated their willingness in reviewing the Fairview District Home but did state that they do not want to accept another cost losing center.

Supervisor Creed - Riffe Street Supervisor Creed asked for a status report on Riffe Street from VDOT. The Board was informed in October 2003 that Riffe Street would be paved in the Spring of 2004. To date, no work has been started.

Supervisor Biggs – Employee Recognition Dinner Supervisor Biggs attended the employee recognition dinner held Friday, June 18, 2004. She expressed her appreciation to all County employees.

Supervisor Politis asked that VDOT be notified that the Riner area is in dire need of mowing. There are several intersections that are overgrown with brush and weeds making it difficult to see to pull out onto the road.

## **INTO CLOSED MEETING**

On a motion by Mary W. Biggs, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

- Section 2.2-3711
- (5) Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community.
    - 1. Expansion of an Existing Business
  - (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiation Strategy of the Public Body
    - 1. Request for Right-of-Way - Huckleberry Trail
    - 2. Possible Purchase or Sell of Real Estate in Montgomery County
  - (1) Discussion , Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body
    - 1. Personnel

2. Community College Board (New River Valley) (Citizen Appointment)
3. Community Services Board (New River Valley) (2 Citizen Appointments)
4. Social Services Board (Citizen Appointment)
5. Planning District Commission (New River Valley) (Board Member Appointment)
6. Virginia's First Regional Industrial Facility Authority (2 Board Member Appointments and 1 Alternate (Staff Appointment))

- (2) Consultation With Legal Counsel and Briefings by Staff Members or Consultants Pertaining to Actual or Probable Litigation, Where Such Consultation or Briefing in Open Meeting Would Adversely Affect the Negotiating or Litigating Posture of the Public Body

1. Boundary Adjustment Request

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	Annette S. Perkins
Steve L. Spradlin		
Gary D. Creed		
John A. Muffo		
Mary W. Biggs		
James D. Politis		

### **OUT OF CLOSED MEETING**

On a motion by John A. Muffo, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	Annette S. Perkins
Steve L. Spradlin		
Gary D. Creed		
John A. Muffo		
Mary W. Biggs		
James D. Politis		

### **CERTIFICATION OF CLOSED MEETING**

On a motion by John A. Muffo, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

### **VOTE**

AYES  
Steve L. Spradlin  
Gary D. Creed

John A. Muffo  
Mary W. Biggs  
Doug Marrs  
James D. Politis

NAYS

None

ABSENT DURING VOTE

Annette S. Perkins

ABSENT DURING MEETING

Annette S. Perkins

**Extend Meeting**

On a motion by Gary D. Creed, seconded by John A. Muffo and carried unanimously, the Board extended the meeting for 15 minutes in order to complete the business listed on the agenda.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Doug Marrs		
Steve L. Spradlin		
Gary D. Creed		
John A. Muffo		
James D. Politis		

**APPOINTMENTS**

**Community College Board (New River Valley) (Citizen Appointment)**

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Roy S. Jones** to the New River Valley Community College Board effective July 1, 2004 and expiring June 30, 2008.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Gary D. Creed		
John A. Muffo		
Steve L. Spradlin		
Doug Marrs		
James D. Politis		

**Community Services Board (New River Valley) (2 Citizen Appointments)**

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **William Greenberg** to the New River Valley Community Services Board effective July 1, 2004 and expiring June 30, 2007.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Gary D. Creed		
John A. Muffo		
Steve L. Spradlin		
Doug Marrs		
James D. Politis		

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Kathy Hubbard** to the New River Valley Community Services Board effective July 1, 2004 and expiring June 30, 2007.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Gary D. Creed		
John A. Muffo		
Steve L. Spradlin		
Doug Marrs		
James D. Politis		

**SOCIAL SERVICES BOARD (CITIZEN APPOINTMENT)**

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia **reappoints Karen Cronin** to the Social Services Board effective July 1, 2004 and expiring June 30, 2008.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Gary D. Creed		
John A. Muffo		
Steve L. Spradlin		
Doug Marrs		
James D. Politis		

**Planning District Commission ( New River Valley) (Board Member Appointment)**

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Annette S. Perkins** to the New River Valley Planning District Commission effective July 1, 2004 and expiring June 30, 2007.

BE IT FURTHER RESOLVED, The expiration of a Board of Supervisors term in office shall constitute a voluntary resignation from any board/commission/authority appointment as a representative of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Gary D. Creed		
John A. Muffo		
Steve L. Spradlin		
Doug Marrs		
James D. Politis		

**Virginia's First Regional Industrial Facility Authority (2 Board Member Appointments and 1 Alternate (Staff) Appointment)**

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby **reappoints Mary W. Biggs** to the Board of Directors of Virginia's First Regional Industrial Facility Authority for a term of four years effective July 1, 2004 and expiring June 30, 2008.

BE IT FURTHER RESOLVED, The expiration of a Board of Supervisors term in office shall constitute a voluntary resignation from any board/commission/authority appointment as a representative of Montgomery County.

BE IT FURTHER RESOLVED, That **Bob Isner** is appointed to serve as alternate for **Mary W. Biggs** for a term of four years effective July 1, 2004 and expiring June 30, 2008.

BE IT FURTHER RESOLVED, That employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.



The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Gary D. Creed		
John A. Muffo		
Steve L. Spradlin		
Doug Marrs		
James D. Politis		

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **B. Clayton Goodman, III** to the Board of Directors of Virginia's First Regional Industrial Facility Authority effective July 1, 2004 and expiring June 30, 2006.

Said appointment fills the unexpired term of Larry N. Rush, resigned.

BE IT FURTHER RESOLVED, That **Brian Hamilton** is appointed to serve as alternate for B. Clayton Goodman, III effective July 1, 2004 and expiring June 30, 2006.

BE IT FURTHER RESOLVED, That employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Gary D. Creed		
John A. Muffo		
Steve L. Spradlin		
Doug Marrs		
James D. Politis		



## **OTHER BUSINESS**

### **Schedule a Public Hearing – Proposed Conveyance of Right-of-Way – Huckleberry Trail**

On a motion by Gary D. Creed, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby schedules a public hearing for Monday, July 12, 2004 at 7:15 p.m., or as soon thereafter, the Montgomery County Government Center, 2<sup>nd</sup> Floor Board Room, 755 Roanoke Street, Christiansburg, Virginia to receive public comment on the following:

#### **Proposed Conveyance of Right-of-Way – Huckleberry Trail**

Proposed conveyance of a 40 foot right-of-way across the Huckleberry Trail to provide vehicular access to Huckleberry Lane (SR 1218) from a 16 acre parcel of property in the Town of Blacksburg, identified as Tax Map No. 346-A-8, Parcel ID 004225, that adjoins the Huckleberry Trail in the Merrimac section of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Annette S. Perkins
Steve L. Spradlin		
Doug Marrs		
Mary W. Biggs		
Gary D. Creed		
James D. Politis		

## **ADJOURNMENT**

On a motion by John A. Muffo, seconded by Mary W. Biggs and carried unanimously, the Board adjourned to Monday, July 12, 2003 at 7:15 p.m.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	Annette S. Perkins
Doug Marrs		
Steve L. Spradlin		
Gary D. Creed		
John A. Muffo		
James D. Politis		

The meeting adjourned at 11:50 p.m.